

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



**FISCAL MEMORANDUM**

**SB 790 - HB 1144**

March 8, 2021

**SUMMARY OF ORIGINAL BILL:** Requires the Board of Energy and Natural Resources (Board) to establish a system of credits, outlined in permit conditions, recognizing increased environmental performance and enhanced water quality for specified permitted activities, as an alternative to discharges to surface waters.

**FISCAL IMPACT OF ORIGINAL BILL:**

NOT SIGNIFICANT

**SUMMARY OF AMENDMENT (004416):** Deletes and replaces language in the original bill such that the only substantive change clarifies that the system of incentives includes regulatory flexibility recognizing increased environmental performance and enhanced water quality under specified permitted activities through permit conditions pursuant to duly promulgated rules.

**FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:**

**Unchanged from the original fiscal note.**

Assumptions for the bill as amended:

- Currently the Board has a system of incentives that includes land application and beneficial reuse of wastewater.
- This legislation will expand the types of incentives available.
- Any new type of credit created subsequent to this legislation will be in lieu of a credit that would have been available in the absence of this legislation.
- The Board can promulgate rules to accomplish the provisions of this legislation, utilizing existing resources.
- This legislation is estimated to have no significant impact to state or local government.

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Bojan Savic". The signature is written in a cursive, flowing style.

Bojan Savic, Interim Executive Director

/jb